



Atty. Dkt. No.: P63142US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

NITSCH et al.

Serial No.: 09/806,509

Group Art Unit: 1645

Filed: October 22, 1999

Examiner: Unassigned

For: METHODS OF DIAGNOSING OR PROGNOSING ALZHEIMER'S DISEASE

**SUBSTITUTE CRF SUBMITTED UNDER 37 CFR 1.825(d) AND REQUEST FOR
CORRECTED NOTIFICATION**

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

The Notification of Defective Response mailed March 19, 2002, is defective, itself.

According to the Notification, Applicants previously submitted response is allegedly defective because: "The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF diskette problem report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d)." However, no "CFR diskette report" was attached to the Notification. Accordingly, the Notification is defective because, in failing to indicate the alleged defect, it fails to indicate how the defect can be corrected.

Notwithstanding, the defective notification, and in a good-faith effort to move

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prosecution forward, Applicants submit herewith a substitute computer readable form (CRF), in duplicate. The data on the substitute CRF is identical to that originally filed.

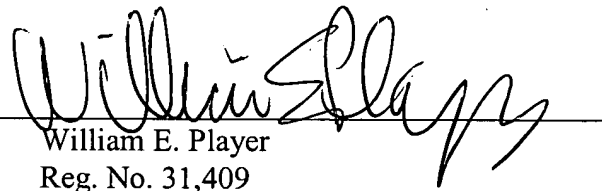
Applicants are not required to respond to incomplete, defective, notifications. Since the Notification is defective for being incomplete, a new corrected Notification, which restarts the time period for response, is requested, MPEP 710.06, in the event the CRF submitted herewith, does not correct the alleged, unidentified defect.

Favorable action is requested.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: _____


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Atty. Dkt. No.: P63142US1
Date: April 19, 2002
WEP/rdt

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